NIXON PEABODY LLP

101 Federal Street Boston, Massachusetts 02110



having a filing date before that of the application on which priority is claimed.

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Page 1 of 3

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that: My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed at 201) below or an original, first and joint inventor (if plural names are listed at 201-208 below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

and for which a	patent is sought on the invention entitled: D COMPOSITIONS FOR PRODUCING A NEUROSALUTARY EFFECT IN A SUBJECT
which is describ	ped and claimed in:
	the specification attached hereto.
X	the specification in U.S. Application Serial Number <u>09/872,347</u> filed on <u>June 1, 2001</u> ; and
	the specification in PCT international application Number, filed on
claims, as ame material to the hereby claim for	by state that I have reviewed and understand the contents of the above identified specification, including the inded by any amendment referred to above. I acknowledge the duty to disclose information which is examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a). I breign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or including the listed below and have also identified below any foreign application for patent or inventor's certificate

Prior Foreign/PCT Applications and Any Priority Claims Under 35 U.S.C. §119:

Application No. Filing Date Country Priority Claimed Under 35 U.S.C. §119?

U.S.C. §119?

UYES □NO

□YES □NO

□YES □NO

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 CFR §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

Prior U.S. Applications or PCT International Applications Designating the U.S-Benefit

Under 35 U.S.C. §120

U.S. Applications

Status (Check One)

Application Serial No.

U.S. Filling Date

Patented

Pending

Abandoned

PCT Applications Designating the U.S.

Application No.

Filling Date

U.S. Serial No. Assigned

CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S) (35 U.S.C. §119(e))

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

Applicant	Provisional Application Number	Filing Date
Larry I Benowitz	60/208,778	01 June 2000

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) with full powers of association, substitution and revocation to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

(Reg. No. 30,727) David S. Resnick (Reg. No. 34,235) Michael L. Goldman Ronald I. Eisenstein (Reg. No. 30,628) (Reg. No. 35,584) (Reg. No. 35,491) Gunnar G. Leinberg Georgia Evans (Reg. No. 44,957) Lisa A. Dolak (Reg. No. 48,502) (Reg. No. 40,087) (Reg. No. 47,150) Edwin V. Merkel Nicole L.M. Valtz Lana A. Shvartsman

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		•		
	FULL NAME OF	LAST NAME	FIRST NAME	MIDDLE NAME
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2	CITIZENSHIP	Newton Square	Massachusetts	US
0				
1	POST OFFICE	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY AND ZIP CODE
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I hereby further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signature of Inventor 201	Date:
Larry Benownty	1/16/02.



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Docket No. 701039-052161

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Larry I. Benowitz

Examiner: To be assigned

Serial No.: 09/872,347

Group:

To be assigned

Filed:

06/01/2001

Title:

METHODS AND COMPOSITIONS FOR PRODUCING A NEUROSALUTARY EFFECT

IN A SUBJECT

CERTIFICATE OF MAILING (37 C.F.R. SECTION 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the united States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

1.30.02

Date

LISA L. FCEACY
(type or print name of person mailing paper)

Assistant Commissioner for Patents Washington, D.C. 20231

ASSOCIATE POWER OF ATTORNEY (37 C.F.R. section 1.34)

Please recognize as Associate Practitioner in this case:

Name of practitioner:

Leslie M. Levine, V.M.D., Ph.D., J.D.

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